

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
DO/EO/US
CONCERNING SUBMISSION UNDER 35 U.S.C. 371

In re U.S. National Entry of)	
Intl. Appln. No.: PCT/GB03/05556)	Atty Docket No.: 13871US
)	
Intl. Filing Date: 18 Dec 2003 (18.12.2003))	US Appln. No.: 10/539,487
)	
Priority Date: 18 Dec 2002 (18.12.2002))	
)	
Inventors: Davies, David Neville <i>et al.</i>)	
)	
For: AROMA DISPENSING DEVICE)	

TRANSMITTAL OF RESPONSE TO NOTIFICATION OF
MISSING REQUIREMENTS UNDER U.S.C. 371 IN THE DO/EO/US

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4))
- ☒ Photocopy of 371 Formalities Notice (Form PCT/DO/EO/905)
- ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98
- ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
- ☐ An Application Data Sheet under 37 CFR 1.76
- ☐ A substitute specification
- ☐ A Power of Attorney and/or change of address letter
- ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825
- ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4)
- ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4)
- ☒ Petition for Extension of Time under 37 CFR 1.136(a) FY2005 (see Response, item 4)

- ☒ Petition on Behalf of Joint Inventor Who Refuses to Sign or Cannot be Reached (Rule 1.47)
- ☒ PTO-2038 Credit Card Payment Form

The following fees are submitted:

1. Surcharge of \$130 for furnishing oath or declaration after the date of commencement of the national stage \$130.00
2. 2 month extension fee \$450.00

Subtotal of 1&2 above \$580.00

- ☒ Applicant claims small entity status.
Fees above are reduced by 1/2.

Subtotal \$290.00

3. Petition Fee \$200.00

Total Fees Enclosed \$490.00

- ☐ A check in the amount of \$_____ to cover the above fees is enclosed.
- ☐ Please charge my Deposit Account No. in the amount of \$_____ to cover the above fees.
- ☒ Fees are to be charged to a credit card.
- ☐ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 021266. A duplicate copy of this sheet is enclosed.

04/19/2006 GFREY1 00000125 10539487

01 FC:2617
02 FC:2252

65.00 OP
225.00 OP

Respectfully submitted,

Battelle Memorial Institute
505 King Avenue
Columbus, Ohio 43201-2693
USA

(614) 424-5612 phone
(614) 424-3864 facsimile
richardsw@battelle.org

Customer No. 24166



Signature

William B. Richards

Name

44,301

Registration No.

13 April 2006

Date

PATENT APPLICATION***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Group: Unknown)

Attorney)

Docket: 13871US)

Applicant: Davies *et al.*)

Title: Aroma Dispensing Device)

Serial No.: 10/539,487)

Filed: December 18, 2003)

Examiner: Unknown)

Certificate Under 37 CFR § 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231 as "Express Mail Post Office to Addressee".

on

April 14, 2006Brenda Block Koone

Brenda Block Koone

EQ 320551076 US

Mailing Label No.

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**UNDER 35 U.S.C. 371**

Mail Stop PCT
Commissioner for Patents
Box 1450
Alexandria, VA 22313

Sir:

1. This is in response to Notification of Missing Requirements Under 35 U.S.C. 371 mailed December 14, 2005. The Oaths/Declarations were missing.

2. Included herewith are Oaths/Declarations/Powers of Attorney for the following inventors: David Neville Davies and Ronald Alan Coffee. Still missing are the Oath/ Declaration/Power of Attorney for Alastair Bruce Pirrie. In respect of Mr. Pirrie, also included herewith is a Petition on Behalf of Joint Inventor Who Refuses to Sign or Cannot be Reached (Rule 1.47) (see item 5). As requested, a photocopy of the 371 Formalities Letter is enclosed.

3. Pursuant to 37 C.F.R. §§ 1.492(h) and 1.27(a), Applicants enclose herewith a credit card authorization form PTO-2038 which includes \$65.00 (Applicant claims small entity status) for this surcharge.

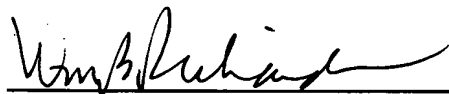
4. This is a request for a two-month extension of time to respond to the abovementioned Notification. The Two-month Period Set Forth for Reply was set to expire on February 14, 2006. Pursuant to 37 C.F.R. § 1.17(a)(2), Applicants enclose herewith a credit card authorization form PTO-2038 which includes \$225.00 (Applicant claims small entity status) for this extension of time for filing a response.

5. Included herewith is a Petition on Behalf of Joint Inventor Who Refuses to Sign or Cannot be Reached (Rule 1.47) covering non-signing inventor Alastair Bruce Pirrie. This Petition is accompanied by proof of the pertinent facts and supporting documentation.

6. Pursuant to 37 C.F.R. §§ 1.47(a) and 1.17(g), a fee is due of \$200.00. Applicants enclose herewith a credit card authorization form PTO-2038 including the abovementioned fee.

7. Applicants enclose herewith a credit card authorization form PTO-2038 for \$490.00 for the abovementioned fees.

Respectfully submitted,



William B. Richards, Esq.
Attorney for Applicants
Reg. No. 44,301

Battelle Memorial Institute
505 King Avenue
Columbus, OH 43201
Phone: 614/424-5612
Fax: 614/424-3864
E-mail: richardsw@battelle.org
Customer Number: 24116

US 3800 PCT/PTO 14 APR 2005

#1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
DO/EO/US
CONCERNING SUBMISSION UNDER 35 U.S.C. 371

In re U.S. National Entry of)	
Intl. Appln. No.: PCT/GB03/05556)	Atty Docket No.: 13871US
)	
Intl. Filing Date: 18 Dec 2003 (18.12.2003))	US Appln. No.: 10/539,487
)	
Priority Date: 18 Dec 2002 (18.12.2002))	
)	
Inventors: Davies, David Neville <i>et al.</i>)	
)	
For: AROMA DISPENSING DEVICE)	

CERTIFICATE OF MAILING

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

The undersigned hereby certifies that the attached:

Item	No. of Sheets
Transmittal of Response to Notification of Missing Requirements	2
Response to Notification of Missing Requirements	2
Declaration	5
Photocopy of Notification of Missing Requirements under 35 USC 371 in the DO/EO/US (371 Formalities Letter)	2
Petition on Behalf of Joint Inventor Who Refuses to Sign & attachments	20
Credit Card Payment Form (PTO-2038)	1
Return Receipt Postcard	1

are being deposited with the United States Postal Service as:

☐ First Class Mail
☒ Express Mail - Label # EQ320551076US

in an envelope addressed to the Commissioner for Patents, Mail Stop PCT, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date set forth below.

Brenda Block Koone
Signature

14 April 2006
Date of Deposit

Brenda Block Koone
Battelle Memorial Institute
505 King Avenue
Columbus, Ohio 43201-2693
(614) 424-3298 phone
(614) 424-3864 facsimile
kooneb@battelle.org

RECEIVED
12 JUN 2006
Legal Staff
International Division

Rec'd PCT

14 APR 2006

#4



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/539,487	David Neville Davies	13871US

INTERNATIONAL APPLICATION NO.

PCT/GB03/05556

24116
 BATTELLE MEMORIAL INSTITUTE
 505 KING AVENUE
 COLUMBUS, OH 43201-2693

I.A. FILING DATE	PRIORITY DATE
12/18/2003	12/18/2002

CONFIRMATION NO. 2452

371 FORMALITIES LETTER



OC000000017646948

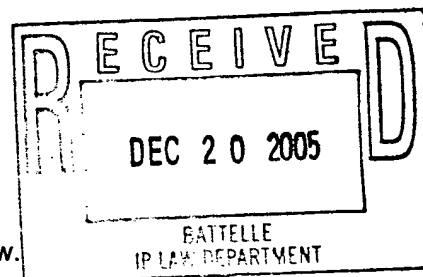
Date Mailed: 12/14/2005

~~pocket~~ 2-1466

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/17/2005
- Copy of the International Search Report filed on 06/17/2005
- Preliminary Amendments filed on 06/17/2005
- U.S. Basic National Fees filed on 06/17/2005
- Priority Documents filed on 06/17/2005



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

Express Mail Label No. EQ320551076US

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9140 EXT 211

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/539,487	PCT/GB03/05556	13871US

FORM PCT/DO/EO/905 (371 Formalities Notice)